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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. of: COGEN, Jeffrey M.

Appln. No.: 09/887,365

Filed: June 22, 2001

Examiner: James A. Kramer

Art Unit: 3627

For: SYSTEM AND METHOD FOR PLACING ORDERS AT A RESTAURANT

* * * * *

October 15, 2004
008964/1

Mail Stop: NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Honorable Commissioner:

This communication is responsive to the Office Action mailed 09/21/2004. Please consider the following remarks.

REMARKS

Applicant respectfully requests reconsideration of this application. Claims 1-19, 22, 25-32, 35, 38-45, 48, 51-64 were pending in the application. In this response, no claims have been amended; deleted, or added. Therefore, Claims 1-19, 22, 25-32, 35, 38-45, 48, 51-66 are pending in the application.

The Examiner has requested additional information concerning any knowledge by Applicant of the invention of Kliot and Glass prior to and/or during conception, development and/or reduction to practice of Applicant's invention. Accompanying is an affidavit signed by the Applicant stating that Applicant had no knowledge of the invention of Kliot and Glass prior to and/or during conception, development and/or reduction to practice of Applicant's invention.